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**FILED**  
**DISTRICT COURT OF GUAM**

SEP 09 2008

**JEANNE G. QUINATA**  
**Clerk of Court**

4 Attorneys for Plaintiff  
5 ***Debbie Ann Reyes Perez***

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10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF GUAM**  
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12 **DEBBIE ANN REYES PEREZ,**

CIVIL CASE NO. CV08-00007

13 Plaintiff,

14 vs.

**JOINT SCHEDULING ORDER  
AND DISCOVERY PLAN**

15 **SUPERIOR COURT OF GUAM,**

16 Defendant.  
17

18 -----  
19  
20 Pursuant to Rules 16 and 26(f) of the Federal Rules of Civil Procedure, and Local Rule  
21 16.1 for the District Court of Guam, the parties hereby submit the following Scheduling Order  
22 and Discovery Plan:  
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24  
25

1           **1.     Nature of the Case.** This is a complaint for sex discrimination and wrongful  
2 termination filed against the Defendant pursuant to Title VII and Guam Law.

3  
4           **2.     Posture of the Case.**

5               **a.**     There are no motions on file.

6               **b.**     The following motions have been resolved: **None to date.**

7               **c.**     The following discovery has been initiated: **None.**

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9           **3.     Motions to Add Parties:** All motions to add parties shall be filed on or  
10 before **Thursday, January 15, 2009.**

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12           **4.     Motions to Amend.** All motions to amend the pleadings shall be filed on or  
13 before **Friday, February 20, 2009.**

14  
15           **5.     Discovery Plan.** The following is the description and schedule of all pretrial  
16 discovery each party intends to initiate prior to the close of discovery:

17               **a.     Initial Disclosures:** The times for disclosures under Rules 26(a) and  
18 26(e) of the Federal Rules of Civil procedure are modified as follows:

19               **b.     Rule 26(a)(1): Wednesday, September 17, 2008.**

20               **c.     Depositions:** Plaintiff and Defendant will both conduct depositions,  
21 dates, times and location to be scheduled.

22               **d.     Written Discovery:** Each party may propound interrogatories and  
23 requests to produce and requests for admissions within the limits set by the Federal Rules of  
24

1 Civil Procedure. If either party determines that it needs to propound more discovery than  
2 permitted by the Rules, the parties will confer in good faith to accommodate reasonable  
3 discovery requests prior to the filing of any motion relating to a discovery dispute.  
4

5 e. **Discovery Cutoff.** The discovery cutoff date (defined as the last date to  
6 file responses to discovery) shall be ***Friday, March 20, 2009.***

7 f. **Expert Discovery:**

8 i. The disclosures of expert testimony required under Federal Rule  
9 of Civil Procedure 26(a)(2) shall be made not later than ***Wednesday, February 4, 2009.***

10 ii. Any designation of rebuttal expert testimony under Rule 26(a)(2)  
11 shall be made no later than ***Wednesday, March 4, 2009.***

12 iii. The depositions of experts may be scheduled at any time at least  
13 twenty (20) days subsequent to the submission of rebuttal reports and the depositions of said  
14 experts shall be completed no later than ***Wednesday, April 8, 2009.***

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16 6. **Motions.**

17 a. The anticipated discovery motions are: **None are anticipated at this**  
18 **time.** All discovery motions shall be filed on or before ***Friday, March 27, 2009.***

19 b. The anticipated dispositive motions are: **Unknown at this.** All  
20 dispositive motions shall be filed on or before ***Wednesday, June 10, 2009.***

21  
22 7. **Trial Deadlines.**

23 a. The Preliminary Pretrial Conference shall be held on ***Monday, MS***  
24 ***October 19, 2009,*** at ***9:30*** ***a*** ***m.***

1           b.     The parties' pretrial materials, discovery material, witness lists,  
2 designations and exhibit lists shall be filed on or before ~~Tuesday~~ <sup>Monday, October 26</sup> ~~September 29~~, 2009.

3           c.     Proposed Pretrial Order shall be filed on or before ~~Friday~~ <sup>Monday, October 26</sup> ~~October 9~~,  
4 2009.

5           d.     The Final Pretrial Conference shall be held on **Monday, November 2,**  
6 2009, at 9:30 9 .m.

7           e.     The trial shall be held on ~~Friday~~ <sup>Monday</sup> ~~November 6~~ <sup>9</sup>, 2009, at  
8 9:00 9 .m.

9           f.     The ~~November 6~~ <sup>9</sup>, 2009 trial is a jury trial.

10          g.     It is anticipated that it will take **5** days to try this case.

11           8.     The names of counsels on this case are: Phillip Torres, Esq. of Teker Torres &  
12 Teker, P.C., for Plaintiff; and Thomas L. Roberts, Esq. of Dooley Roberts & Fowler, LLP for  
13 Defendant.

14           9.     **Settlement.**


15           a.     Defendant represents that the prospect for settlement are unknown.  
16 Plaintiff believes settlement is quite possible and should be discussed but not at this time.

17           b.     The parties do not wish to submit this case to a settlement conference at  
18 this time.

19           c.     The parties present the following suggestions for shortening trial: **None**  
20 **at This Time.**

1           d.     The following issues will also affect the status or management of the case:  
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3 A key witness, Alan Ecle, a Superior Court marshal, is deployed in the military and stationed  
4 overseas. Obtaining his deposition testimony may be difficult or impossible.


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6 **SO ORDERED:** September 9, 2008

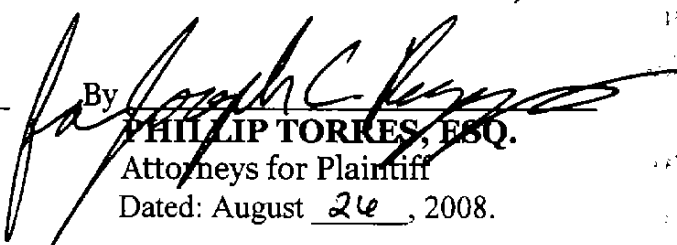
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8   
9 **Honorable Frances Tydingco-Gatewood**  
10 **Chief Judge, District Court of Guam**  
11 **Honorable Joaquin V.E. Manibusan, Jr.**  
12 **Magistrate Judge, District Court of Guam**

13 **SUBMITTED BY:**

14 **DOOLEY ROBERTS & FOWLER, LLP**

**TEKER TORRES & TEKER, P.C.**

15 By   
16 **THOMAS L. ROBERTS, ESQ.**  
17 **Attorneys for Defendant**  
18 **Dated: August 26, 2008.**

15 By   
16 **PHILIP TORRES, ESQ.**  
17 **Attorneys for Plaintiff**  
18 **Dated: August 26, 2008.**

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21 **RECEIVED**  
22 **AUG 26 2008**  
23 **DISTRICT COURT OF GUAM**  
24 **HAGATNA, GUAM**  
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